IN THE HIGH COURT OF JUDICATURE OF CHHATTISGARH AT BILASPUR

W.P. No. 542 of 2003

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

PETITIONER :: **Baboo Ram Maravi**
S/o. Shri Manaram Maravi,
Aged about 33 years,
R/o. Q. No. NE-57 C.S.E.B.
Colony (Patharipara) Korba,
Tahsil & District-Korba (C.G.)

P. R. No. 399/03 Presented by Shri M.K. Singhai... District 03.02.03

VERSUS

RESPONDENTS :: 1. State of Chhattisgarh
Acting through Secretary,
Department of Technical
Education,Government of
Chhattisgarh, D.K. Bhawan,
Raipur (C.G).

2. Additional Director,
Technical Education
Directorate,
Bairan Bazar, Raipur (C.G.)

3. The Principal,
Govt. Polytechnic Korba,
Tahsil & District Korba (C.G.)

शपथ आयुक्त एस. के. शुक्ला बिलासपुर (छ.ग.) 3/2/03

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WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT / WRITS, ORDER / ORDERS DIRECTION/DIRECTIONS.

The petitioner respectfully begs to submit as under :-

1. **PARTICULARS OF THE PETITIONER :-**

As shown in the cause title.

(60)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP No. 542/03 **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

1/11/2003

Shri K.A. Ansari for the petitioner.

Shri Ayaz Naved, Govt. Adv., for the State.

Heard.

By this petition under Article 226 of the Constitution, the petitioner has challenged the termination of his services. He has prayed for the following reliefs:

> "(i) The Hon. Court be pleased to call for the record of the case from the respondents;
> (ii) The Hon. Court be pleased to quash the impugned order (Annexure-P/9);
> (iii)The Hon. Court be pleased to direct the respondent no.3 to pay the salary for the month of October,2001 and also thereafter, the order of termination being illegal and the petitioner having been deprived of his right to perform his duty;
> (iv) The cost of this petition be also awarded to the petitioner from the respondents.
> (v) Any other relief which the Hon. Court deemed fit be also given to the petitioner."

Learned counsel for the petitioner submits that the services of the petitioner have been wrongly terminated on the ground that the posts were abolished. Learned counsel further submits that after some time posts have been sanctioned and advertised. The petitioner filed a petition before the learned

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP No 542/03 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

State Administrative Tribunal, which rejected the same on the ground of being premature, giving liberty to file afresh. Thereafter the petitioner filed an appeal (Annexure-P/14) before the respondent no.2, which is still pending since January, 2002 and has not yet been decided.

Having considered the facts and circumstances of the case and material on record, it is directed that the appeal (Annexure-P/14) filed by the petitioner be decided by the respondent no.2 by a reasoned order, as early as possible preferably within two months from the date of production of the certified copy of this order before him. If any adverse order is passed, the petitioner may avail the remedy including the filing of petition before this Court afresh.

With the aforesaid observations, this writ petition stands disposed of.

Consequently, M.W.P. No.2474/03 and I.A. No.8191/03 also stand disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge